IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 187 OF 2007

Naseem Bindu Shaikh & Ors. .... Petitioners
Vs.
The State of Maharashtra & Ors. .... Respondents

Mr. Ram Mani Upadhyay for the Petitioners.
Mr. M.S. Mhambre, APP for the State.
Mr. H.R. Sharma for Respondent No. 3.

CORAM : SMT. RANJANA P. DESAI &
SHRI. D.B. BHOSALE, JJ.
DATE : 19TH APRIL, 2007
P.C.

1) The Petitioners have prayed for quashing of F.I.R. bearing No. 569 of 2006 registered at Bandra Police Station. The learned Counsel for the Petitioners and the learned Counsel for respondent no.3, who is the complainant state that the parties have amicably settled the dispute. An Affidavit is filed by the complainant, Aslam Ismail Belim, who is respondent no. 3 herein. In the Affidavit, he has stated as under :

> "I further say that since we all are living in the same vicinity and our children are also frequently meeting together, playing and enjoying in all festivals organized in the said locality and therefore for the

reasons we have normalized our relations and no further fruitful purpose will be served to keep enmity among us."

2) Therefore he has confirmed that the dispute is settled. An Affidavit is also filed by the Petitioners confirming that the dispute is settled. Today in the Court, Petitioner Nos. 1, 3 and 4 are present. Respondent No. 3 is also present. They confirm that the dispute is settled.

3) In view of the fact that the dispute is settled and in the light of the Judgment of Supreme Court in B.S. Joshi and Others Vs. State of Haryana and another, 2003 ALL MR (Cri) 1162 (S.C.), we feel it appropriate to quash the complaint. Hence, the following order.

i) F.I.R. bearing No. 569 of 2006 registered at Bandra Police Station is quashed.

ii) Petition disposed of.

(SMT. RANJANA P. DESAI, J.)

(SHRI. D.B. BHOSALE, J.)